



PATENTS

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

Applicant(s): Koh Kimura, et al.

Examiner: Unassigned

Serial No: 09/975,490

Art Unit: 3739

Filed: October 11, 2001

Docket: 14991

For: PHYSIOLOGICAL TISSUE CLIPPING  
APPARATUS, CLIPPING METHOD  
AND CLIP UNIT MOUNTING METHOD

Dated: August 14, 2002

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AUG 23 2002

Assistant Commissioner for Patents  
United States Patent and Trademark Office  
Washington, D.C. 20231

TECHNOLOGY CENTER R3700

SUPPLEMENTAL INFORMATION DISCLOSURE STATEMENT

Sir:

In accordance with 37 C.F.R. §§ 1.97 and 1.98, it is requested that the following references, which are also listed on the attached Form PTO-1449, be made of record in the above-identified case.

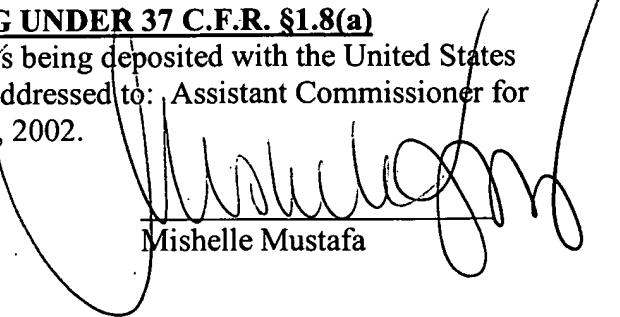
1. German Patent Application No. DE 197 40 847 C1, dated August 12, 1999;
2. German Patent Application No. DE 195 34 320 C1, dated February 27, 1997;
3. German Patent Application No. DE 100 11 292 A1, dated September 14, 2000;
4. German Patent Application No. DE 693 19 704 T2, dated March 11, 1999;

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CERTIFICATE OF MAILING UNDER 37 C.F.R. §1.8(a)

I hereby certify that this correspondence is being deposited with the United States Postal Service as first class mail in an envelope addressed to: Assistant Commissioner for Patents, Washington, D.C. 20231, on August 14, 2002.

Dated: August 14, 2002

  
Mishelle Mustafa

5. German Patent Application No. DE 197 07 382 A1, dated September 4, 1997;
6. German Patent Application No. 24 54 371, dated June 19, 1975;
7. Japanese Patent Application Publication No. 5-212043, dated August 24, 1993;
8. Japanese Patent Application Publication No. 4-102450, dated April 3, 1992;
9. Japanese Patent Application Publication No. 5-208020, dated August 20, 1993;
10. U.S. Patent No. 5,392,917, dated February 28, 1995, issued to Alpern et al.; and
11. U.S. Patent No. 5,893,878, dated April 13, 1999, issued to Pierce.

The references were cited in a Search Report received from the German Patent Office dated June 12, 2002. Applicants are submitting copies of the above-cited references, together with a copy of the Search Report and its English translation. The relevance of the above-identified references has been described in the Search Report.

Applicants are also submitting herewith a Statement Pursuant to 37 C.F.R. § 1.704(d). No fee is required.

Respectfully submitted,



Thomas Spinelli

Registration No.: 39,533

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Garden City, New York 11530  
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TS:cm



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**STATEMENT PURSUANT TO 37 C.F.R. § 1.704(d)**

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Sir:

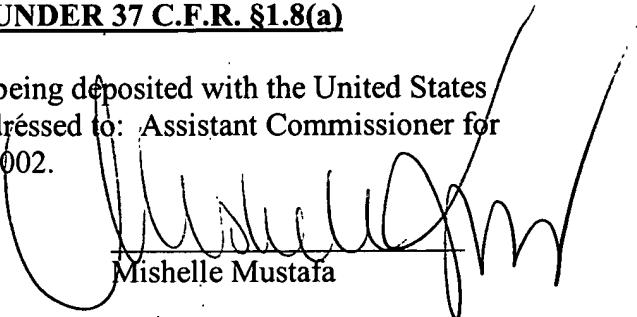
I hereby state that each item of information contained in the Information Disclosure Statement submitted herewith was cited in a communication from a foreign patent office in a counterpart application and that this communication was not received by any individual designated in § 1.56(c) more than thirty days prior to the filing of the Information Disclosure Statement.

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**CERTIFICATE OF MAILING UNDER 37 C.F.R. §1.8(a)**

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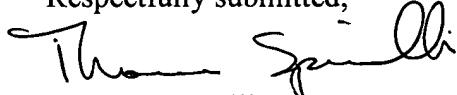
Dated: August 14, 2002



Mishelle Mustafa

Therefore, the Information Disclosure Statement submitted herewith cannot be considered a failure to engage in reasonable efforts to conclude prosecution of the application under paragraphs (c)(6), (c) (8), (c) (9), or (c) (10) of 37 C.F.R. § 1.704.

Respectfully submitted,



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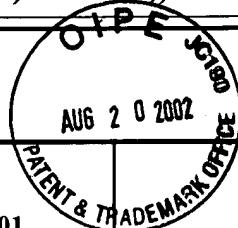
TS:cm

3739

**TRANSMITTAL OF INFORMATION DISCLOSURE STATEMENT**  
**(Under 37 CFR 1.97(b) or 1.97(c))**

Docket No.  
 14991

In Re Application Of: **Koh Kimura, et al.**



Serial No. 09/975,490	Filing Date October 11, 2001	Examiner Unassigned	Group Art Unit 3739
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**Title: PHYSIOLOGICAL TISSUE CLIPPING APPARATUS, CLIPPING METHOD AND CLIP UNIT MOUNTING  
METHOD**

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Washington, D.C. 20231

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TECHNOLOGY CENTER R3700

**37 CFR 1.97(b)**

- The Information Disclosure Statement submitted herewith is being filed within three months of the filing of a national application other than a continued prosecution application under 37 CFR 1.53(d); within three months of the date of entry of the national stage as set forth in 37 CFR 1.491 in an international application; before the mailing of a first Office Action on the merits, or before the mailing of a first Office Action after the filing of a request for continued examination under 37 CFR 1.114.

**37 CFR 1.97(c)**

- The Information Disclosure Statement submitted herewith is being filed after the period specified in 37 CFR 1.97(b), provided that the Information Disclosure Statement is filed before the mailing date of a Final Action under 37 CFR 1.113, a Notice of Allowance under 37 CFR 1.311, or an Action that otherwise closes prosecution in the application, and is accompanied by one of:

the statement specified in 37 CFR 1.97(e);

**OR**

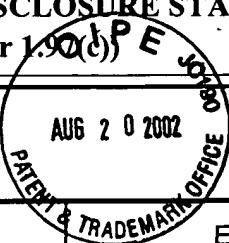
the fee set forth in 37 CFR 1.17(p).

**TRANSMITTAL OF INFORMATION DISCLOSURE STATEMENT**  
(Under 37 CFR 1.97(b) or 1.97(c))

Docket No.  
14991

In Re Application: Koh Kimura, et al.

AUG 20 2002



Serial No.

09/975,490

Filing Date

October 11, 2001

Examiner

Unassigned

Group Art Unit

3739

**PHYSIOLOGICAL TISSUE CLIPPING APPARATUS, CLIPPING METHOD AND CLIP UNIT**

**METHOD**

**Payment of Fee**

(Only complete if Applicant elects to pay the fee set forth in 37 CFR 1.17(p))

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A check in the amount of \_\_\_\_\_ is attached.

The Assistant Commissioner is hereby authorized to charge and credit Deposit Account No. 19-1013/SSMP as described below. A duplicate copy of this sheet is enclosed.

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Credit any overpayment.

Charge any additional fee required.

AUG 23 2002

TECHNOLOGY CENTER R3700

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*Thomas Spinelli*  
Typed or Printed Name of Person Signing Certificate

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I certify that this document and fee is being deposited 8/14/2002 with the U.S. Postal Service as first class mail under 37 C.F.R. 1.8 and is addressed to the Assistant Commissioner for Patents, Washington, D.C. 20231.

*Mishelle Mustafa*  
Signature of Person Mailing Correspondence

Mishelle Mustafa  
Typed or Printed Name of Person Mailing Certificate

\*This certificate may only be used if paying by deposit account.

*Thomas Spinelli*  
Signature

Dated: August 14, 2002

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